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7 DANNY STRONGBEAR LAKOTA,
8 Plaintiff,
9 v.
10 T. ALLEN,
11 Defendant.

Case No. [23-cv-01118-TLT](#)

ORDER OF DISMISSAL

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13 On March 14, 2023, plaintiff, a state prisoner, filed a complaint pursuant to 42 U.S.C. §
14 1983. ECF 1. That same day, the Clerk of the Court informed plaintiff that this action was
15 deficient because plaintiff had not paid the filing fee or filed an application to proceed *in forma*
16 *pauperis*. ECF 2. Plaintiff was instructed to respond within twenty-eight days of the date of the
17 order. *Id.*

18 The deadline has passed, and plaintiff has neither paid the filing fee nor filed an application
19 to proceed *in forma pauperis*. The Court therefore DISMISSES this action without prejudice.
20 Because this dismissal is without prejudice, plaintiff may move to reopen the action. Any such
21 motion must be accompanied by either the filing fee or an *in forma pauperis* application on the
22 proper form with the required supporting documents. The Clerk shall enter judgment in favor of
23 Defendant and close the file.

IT IS SO ORDERED.

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25 Dated: July 11, 2023

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TRINA L. THOMPSON
United States District Judge